

MAINE STATE LEGISLATURE

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117th MAINE LEGISLATURE

FIRST REGULAR SESSION-1995

Legislative Document

No. 788

S.P. 290

In Senate, March 14, 1995

An Act to Amend the Purchasing Laws.

Submitted by the Department of Administrative and Financial Services pursuant to Joint Rule 24.

Reference to the Committee on State and Local Government suggested and ordered printed.

A handwritten signature in cursive script that reads "May M. Ross".

MAY M. ROSS
Secretary of the Senate

Presented by Senator AMERO of Cumberland.
Cosponsored by Representative: AHEARNE of Madawaska.

Be it enacted by the People of the State of Maine as follows:

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Sec. 1. 5 MRSA §1825-B, sub-§2, ¶B, as amended by PL 1991, c. 780, Pt. Y, §70, is further amended to read:

B. The Director of the Bureau of General Services is authorized by the Governor or the Governor's designee to make purchases without competitive bidding because in the opinion of the Governor or the Governor's designee an emergency exists that requires the immediate procurement of goods or services;

Sec. 2. 5 MRSA §1825-B, sub-§2, ¶E, as enacted by PL 1989, c. 785, §2, is amended to read:

E. The purchase is part of a cooperative project between the State and the University of Maine System involving:

(1) An activity assisting a state agency and enhancing the ability of the university system to fulfill its mission of teaching, research and public service; and

(2) A sharing of project responsibilities and, when appropriate, costs; ~~or~~

Sec. 3. 5 MRSA §1825-B, sub-§2, ¶F, as amended by PL 1991, c. 780, Pt. Y, §70, is further amended to read:

F. The procurement of goods or services involves expenditures of \$2,500 or less, in which case the Director of the Bureau of General Services may accept oral proposals or invitations to bid; ~~or~~

Sec. 4. 5 MRSA §1825-B, sub-§2, ¶G is enacted to read:

G. The procurement of goods or services involves expenditures of \$5,000 or less, and procurement from a single source is the most economical, effective and appropriate means of fulfilling a demonstrated need.

STATEMENT OF FACT

This bill allows the Governor to assign approval of emergency purchases to appropriate officials. The bill also allows for sole-source procurement in circumstances where the cost of the competitive bid process creates hardship and delay to affected agencies.